

S.R. 41 - By Sims: Extending congratulations to Mr. and Mrs. Ted Hamilton of San Angelo on their 50th wedding anniversary.

S.R. 42 - By Sims: Extending congratulations to Russell Carmean of Midland on achieving the rank of Eagle Scout.

S.R. 43 - By Tejada: Extending congratulations to the Huey family for their contributions to the City of San Antonio and the State of Texas.

S.R. 44 - By Sims: Extending congratulations to Bryan Stevens on achieving the rank of Eagle Scout.

S.R. 45 - By Sims: Extending congratulations to Brian Bagan for attaining the rank of Eagle Scout.

S.R. 46 - By Sims: Extending congratulations to Jared Davis on achieving the rank of Eagle Scout.

S.R. 48 - By Glasgow: Recognizing Mr. Henry Neal Williams, Sr., of Clairette on his 95th birthday.

S.R. 49 - By Brown: Extending warm wishes to Edward Eugene Dudley III for a complete restoration to health and a return to his studies and activities at Westlake High School.

S.R. 51 - By Bivins: Recognizing Thomas L. Graham for his loyal service as district office manager in Amarillo for Senator Teel Bivins.

S.R. 52 - By Barrientos: Recognizing Erwin M. Dabbs for his 29 years of loyal service with the Texas Department of Human Services.

ADJOURNMENT

In accordance with a previously adopted motion, the Senate at 11:29 a.m. adjourned until 11:00 a.m. tomorrow.

APPENDIX

Filed with Secretary of State
(January 16, 1991)

S.C.R. 2

S.C.R. 3

FIFTH DAY

(Wednesday, January 23, 1991)

The Senate met at 11:00 a.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Armbrister, Barrientos, Bivins, Brooks, Brown, Carriker, Dickson, Ellis, Glasgow, Green, Haley, Harris of Tarrant, Harris of Dallas, Henderson, Johnson, Krier, Leedom, Lucio, Lyon, Moncrief, Montford, Parker, Ratliff, Rosson, Sims, Tejada, Truan, Turner, Whitmire, Zaffirini.

A quorum was announced present.

Senate Doorkeeper Jim Morris offered the invocation as follows:

Almighty God, source of our very being and strength, we give You thanks and praise for this unlivd day. This day challenge us to learn and to grow, enabling us to be better stewards of Your many gifts. As discussions and decisions unfold these next weeks may issues be decided on merit. And our prayer this morning is that results will be wise, just and equally applied. In Your name we pray. Amen.

On motion of Senator Glasgow and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

RESOLUTIONS SIGNED

The President announced the signing in the presence of the Senate the following enrolled resolutions:

H.C.R. 23

H.C.R. 24

CO-AUTHOR OF SENATE BILL 10

On motion of Senator Brown and by unanimous consent, Senator Lyon will be shown as Co-author of **S.B. 10**.

REPORT OF STANDING COMMITTEE

Senator Haley submitted the following report for the Committee on Administration:

S.B. 25

SENATE BILLS AND RESOLUTIONS ON FIRST READING

The following bills and resolutions were introduced, read first time and referred to the Committee indicated:

S.C.R. 6 by Brown Administration
Inviting William K. Reilly, administrator of the United States Environmental Protection Agency, to address a joint session of the Senate and House of Representatives of the State of Texas on Tuesday, February 19, 1991.

S.J.R. 10 by Green, Truan Finance
Proposing a constitutional amendment to authorize the legislature to grant ad valorem tax relief to preserve wetland and waterfront property.

S.B. 75 by Barrientos, Whitmire Economic Development
Relating to the continuation, composition, and functions of the Texas State Board of Public Accountancy; creating a scholarship program for certain accounting students to be administered by the Texas Higher Education Coordinating Board; relating to the requirements for a certified public accountant or certified internal auditor to serve as an internal auditor for a state agency; providing a penalty.

S.B. 111 by Montford, Barrientos, Moncrief, Leedom Finance
Relating to the creation of the state budget policy committee and a complete review of state spending and budgetary procedures; requiring the prior approval of the expenditure of certain appropriations.

S.B. 182 by Parker Finance
Relating to an emergency appropriation to Lamar University for repair and replacement of facilities damaged and destroyed by fire.

- S.B. 183** by Sims Health and Human Services
Relating to the licensing of certain persons by the State Board of Dental Examiners.
- S.B. 184** by Brown Criminal Justice
Relating to the denial, suspension, or revocation of a license or permit for the retail sale of alcoholic beverages.
- S.B. 185** by Lyon State Affairs
Relating to the regulation by the public utility commission of fuel cost collection by electric utilities.
- S.B. 186** by Harris of Tarrant Jurisprudence
Relating to the determination of the resources of a person obligated to pay child support.
- S.B. 187** by Green Health and Human Services
Relating to the humane destruction of confiscated animals determined to be a threat to public health and safety.
- S.B. 188** by Green Intergovernmental Relations
Relating to emergency services districts in certain counties.
- S.B. 189** by Green State Affairs
Relating to benefits from the Employees Retirement System of Texas for certain officers and employees of the Commission on Law Enforcement Officer Standards and Education.
- S.B. 190** by Whitmire Education
Relating to deductions from the salaries of school district employees for dues to professional organizations.

MESSAGE FROM THE GOVERNOR

The following Message from the Governor was read and was referred to the Committee on Nominations:

Austin, Texas
January 23, 1991

TO THE SENATE OF THE SEVENTY-SECOND LEGISLATURE,
REGULAR SESSION:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

TO BE MEMBERS OF THE UNIVERSITY OF TEXAS SYSTEM BOARD OF
REGENTS, for a term to expire February 1, 1997, to be effective February 1, 1991:

BERNARD RAPOPORT

2332 Wendy Lane
Waco, Texas 76710

Mr. Rapoport will be replacing W. F. Roden of Midland, whose term expired.

ELLEN CLARKE TEMPLE
2012 Champions Drive
Lufkin, Texas 75901

Ms. Temple will be replacing Jack S. Blanton of Houston, whose term expired.

ZAN WESLEY HOLMES, JR.
6910 Robin Road
Dallas, Texas 75209

Reverend Holmes will be replacing Shannon Ratliff of Austin, whose term expired.

TO BE MEMBERS OF THE TEXAS A&M UNIVERSITY SYSTEM BOARD OF
REGENTS, for a term to expire February 1, 1997, to be effective February 1, 1991:

ALISON W. LELAND
1600 Vassar
Houston, Texas 77006

Mrs. Leland will be replacing L. Lowry Mays of San Antonio, whose term expired.

ROYCE E. WISENBAKER
425 Sherry Lane
Tyler, Texas 75701

Mr. Wisenbaker is being reappointed.

MARY NAN WEST
West Ranch, Box 38
Batesville, Texas 78829

Ms. West will be replacing John A. Mobley of Austin, whose term expired.

TO BE A MEMBER OF THE TEXAS HIGHER EDUCATION
COORDINATING BOARD, for a term to expire August 31, 1991:

HARRY M. REASONER
2312 Rice Boulevard
Houston, Texas 77005

Mr. Reasoner will be filling the unexpired term of George Bramlett, Jr., of Dallas,
who resigned.

Respectfully submitted,

/s/Ann W. Richards
Governor of Texas

MESSAGE FROM THE TEXAS EDUCATION AGENCY

The following Message from the Texas Education Agency was read and was
referred to the Committee on Nominations:

TEXAS EDUCATION AGENCY
January 22, 1991

The Honorable Gonzalo Barrientos, Chairman
Senate Committee on Nominations
P. O. Box 12068 - Capitol Station
Austin, Texas 78711

Dear Senator Barrientos:

Please find enclosed the names and residence addresses of the members of the Texas
Council on Vocational Education as requested by the staff of the committee.

If we may further assist the committee, please call upon us.

Sincerely,

/s/N. David Spurgin
Assistant Commissioner for Management Services

For terms to expire February 1, 1991:

WILLIAM E. ZINSMEYER
715 Morning Hill Drive
San Antonio, Texas 78232

MARCUS HILL
1428 Mims
Fort Worth, Texas 76112

LEWIS E. COOK
5806 Par Four
Houston, Texas 77002

ELBERT MARCOM
Route 2, Box 170
Liberty Hill, Texas 78642

For terms to expire February 1, 1992:

MIKE BICKLEY
1510 North Raguet
Lufkin, Texas 75901

EDWARD L. LEHMAN
2613 Oaklawn
Vernon, Texas 76384

TED MARTINEZ, JR., Ph.D.
10628 Sandpiper Lane
Dallas, Texas 75230

DIANE TROYER, Ph.D.
6608 Pino Real
El Paso, Texas 79912

For terms to expire February 1, 1993:

SHIRLENE S. COOK
2235 Rampart
Beaumont, Texas 77705

ANN F. HODGE
20007 Elmsbury Court
Katy, Texas 77449

JACK C. PENNINGTON
204 Whisenant Drive
Allen, Texas 75002

HENRY R. SOLLERS
303 Giraud
Cotulla, Texas 78014

LILLIAN J. SUCHOFF
545 Bellevue
Corpus Christi, Texas 78412

GUESTS PRESENTED

Senator Krier was recognized and introduced a group of students from Buckner Baptist Benevolency High School and Middle School.

The Senate welcomed the students.

CAPITOL PHYSICIAN

Senator Sims was recognized and presented Dr. Ernie Sandidge of McCamey.

Dr. Sandidge, participating in the "Capitol Physician" program sponsored by the Texas Academy of Family Physicians, was welcomed by the Senate and received an expression of gratitude for his service today.

GUESTS PRESENTED

Senator Sims was recognized and introduced the World Champion 1990 Cowboy Polo Team of San Angelo.

The Senate extended a warm welcome to the team.

GUEST PRESENTED

The President recognized and introduced the former Secretary of State Jack Rains.

The Senate welcomed Mr. Rains.

SENATE RULES 11.11 AND 11.20 SUSPENDED

On motion of Senator Montford and by unanimous consent, Senate Rules 11.11 and 11.20 were suspended in order that the Committee on Finance might consider S.B. 111 tomorrow.

SENATE RESOLUTION 55

Senator Parker offered the following resolution:

WHEREAS, The Senate of the State of Texas takes pride in recognizing one of its most respected members, Senator Ted Lyon, on the joyous occasion of his 43rd birthday, January 23, 1991; and

WHEREAS, An outstanding legislator and a former police officer, Senator Lyon is well known for his unfailing support of law enforcement groups and his successful efforts in reducing crime in Texas; and

WHEREAS, Recognized as a leader in the war on drugs and a leader in the efforts to improve the criminal justice system, he was recently appointed Chairman of the Criminal Justice Committee for the 72nd Legislature; and

WHEREAS, Since his election to the Senate in 1982, this able statesman has continued to represent his constituency by addressing the needs and interests of the people of northeast Texas with dedication and integrity; and

WHEREAS, A native of Kaufman County, Senator Lyon lives in Rockwall and is a senior partner in the law firm of Ted B. Lyon, Jr., and Associates; and

WHEREAS, Resourceful and committed to the welfare of the citizens of Texas, Senator Lyon has been responsible for legislation that has increased safety on Texas roadways and implemented stricter laws on child abuse and family violence; and

WHEREAS, During Senator Lyon's career, the love and support of his gracious wife, Donna, and his children, Ted III and Payton, have been a source of strength and inspiration; and

WHEREAS, Senator Lyon brought to the Senate a great deal of knowledge, a keen sense of fairness, and expert leadership; he is a valuable asset to the Criminal Justice Committee, as well as the committees on Administration, Health and Human Services, and State Affairs; now, therefore, be it

RESOLVED, That the Senate of the State of Texas, 72nd Legislature, hereby extend sincere birthday greetings with many happy returns to Senator Ted Lyon; and, be it further

RESOLVED, That a copy of this Resolution be prepared for him as an expression of the esteem and respect of his colleagues in the Texas Senate.

The resolution was read and was adopted by a viva voce vote.

GUEST PRESENTED

The President acknowledged the presence of Attorney General Dan Morales at the Bar of the Senate.

The Senate extended a warm welcome to Attorney General Morales.

SENATE RULE 11.11 SUSPENDED

On motion of Senator Parker and by unanimous consent, Senate Rule 11.11 was suspended in order that the Committee on Education might meet at 2:00 p.m. today.

MEMORIAL RESOLUTION

S.R. 57 - By Montford: In memory of Norman L. Williamson of Lubbock.

CONGRATULATORY RESOLUTIONS

S.C.R. 7 - By Johnson: Extending congratulations to Coach Robert Woods and the Wilmer-Hutchins Eagles for winning the 1990 Class 4A State Championship football competition.

S.R. 53 - By Green: Recognizing P. E. Marion on his retirement and commending him for 42 years of distinguished service to the students of Aldine High School.

S.R. 54 - By Ratliff: Extending congratulations to the Marshall Mavericks for winning the 1990 Class 5A High School Football Championship.

S.R. 56 - By Leedom: Recognizing the students of Richardson High School who are observing their fourth annual Celebration of Youth Week, March 4-8, 1991.

S.R. 58 - By Turner: Commending the Columbus Caravels Archaeological Project, Institute of Nautical Archaeology of Texas A&M University for its efforts to locate the two ships Columbus ran aground in Saint Ann's Bay, Jamaica.

RECESS

On motion of Senator Brooks, the Senate at 11:17 a.m. took recess until 8:30 a.m. tomorrow.

FIFTH DAY

(Continued)

(Thursday, January 24, 1991)

AFTER RECESS

The Senate met at 8:30 a.m. and was called to order by the President.

CO-AUTHOR OF SENATE BILL 111

On motion of Senator Montford and by unanimous consent, Senator Barrientos will be shown as Co-author of S.B. 111.

SENATE BILLS AND RESOLUTION ON FIRST READING

The following bills and resolution were introduced, read first time and referred to the Committee indicated: